

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 17 1976

Returned to applicant for correction.....

Corrected application filed.....

Map filed DEC 17 1976The applicant F.M.C. Corporation (Industrial Chemical Division) % Boyack
Surveying, Inc.582½ West Cedar St., of Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

....., hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) Incorporated August 10, 1928
in Delaware.

1. The source of the proposed appropriation is Underground well
Name of stream, lake or other source.
2. The amount of water applied for is 1.0. second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for Milling and Mining
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated)
 - (b) Stockwater (state number and kinds of animals to be watered)
 - (c) Other use (describe fully under "No. 12. Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: NE¼ NE¼ Section 8, T 28 N,
R 44 E, MDM from which the NE Corner of Section 5, T 28 N, R 44 E, MDM
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
Bears N 10° 19' 02" E 5907.29 feet.
it should be stated.
6. Place of use SE¼ Section 5, SW¼ Section 4, NE¼ Section 8, and NW¼ Section
Describe by legal subdivision, if on unsurveyed land it should be so stated.
9, T 28 N, R 44 E, MDM.
7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, water is transported by tank
trucks to various locations within the mine and mill area.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$4,000
10. Estimated time required to construct works 1 yr.
11. Estimated time required to complete the application to beneficial use 2 yrs.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for Mining and Milling Purposes.

Applicant FMC Corporation

By s/Alan S. Boyack
Alan S. Boyack
582½ West Cedar St.
Elko, Nevada 89801

Compared dc/bs lk/ga

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the
source. It is understood that the amount of water herein granted
is only a temporary allowance and that the final water right
obtained under this permit will be dependent upon the amount of
water actually placed to beneficial use. It is also understood
that this right must allow for a reasonable lowering of the
static water level at permittee's well due to other ground water
development in the area. A measuring device must be installed
and measurements of water use kept. The well shall be equipped
with a 2-inch opening for measuring depth to water. If the well
is flowing, a valve must be installed and maintained to prevent
waste. The State retains the right to regulate the use of the water
granted herein at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second but not to exceed 1.825 million gallons annually.

Actual construction work shall begin on or before November 11, 1977

Proof of commencement of work shall be filed before December 11, 1977

Work must be prosecuted with reasonable diligence and be completed on or before November 11, 1978

Proof of completion of work shall be filed before December 11, 1978

Application of water to beneficial use shall be made on or before November 11, 1980

Proof of the application of water to beneficial use shall be filed on or before December 11, 1980

Map in support of proof of beneficial use shall be filed on or before _____

Commencement of work filed DEC 5 1977

Completion of work filed DEC 5 1977

Proof of beneficial use filed DEC 11 1980

Cultural map filed 7861

Certificate No. 7861 Issued FEB 23 1982

Recorded Bk. 33 Page _____

County Recorder

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD,
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 11th day of May

A.D. 19 77

Roland D. Westergard
 State Engineer